

#4
Rec'd PCT/PTO 15 JUL 2005

EV 619635259 US

ANGES-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not Yet Assigned
Group : Not Yet Assigned
Applicants : Yoshiki Sawa et al.
Application No. : 10/509,799
Confirmation No. : 3108
National Phase
Application Filed : September 29, 2004
For : DECOY COMPOSITIONS FOR TREATING AND
PREVENTING BRAIN DISEASES AND DISORDERS

New York, New York
July 15, 2005

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. § 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

This responds to a March 17, 2005 Notification of Missing Requirements Under 35 U.S.C. §371 in the United States Designated/Elected Office (DO/EO/US) ("Notice"; copy enclosed) in the above-identified application. Applicants have filed concurrently herewith a Petition for a two months extension of time for filing a copy of an executed Declaration and

Application No. 10/509,799
Response dated July 15, 2005
In Response to March 17, 2005 Notification of Missing Requirements

Power of Attorney and have authorized the payment of the required fee under 37 C.F.R. §1.17(a)(2). With the extension, the time for replying is extended up to and including July 17, 2005.

Application No. 10/509,799
Response dated July 15, 2005
In Response to March 17, 2005 Notification of Missing Requirements

REMARKS

The Notice states that applicants must provide (1) an executed oath or declaration; and (2) a surcharge fee of \$65.00 as set forth under 37 C.F.R. §1.492(h).

Applicants submit herewith (1) a copy of an executed Declaration and Power of Attorney; and (2) the Director is hereby authorized to charge \$65.00, in payment of the surcharge fee required under 37 C.F.R. § 1.492(h)¹, to Deposit Account No. 06-1075, Order No. 003734-0055. The Director is hereby authorized to charge payment of any additional fees that are due in connection with the filing of these papers to Deposit Account No. 06-1075, Order No. 003734-0055. A duplicate copy of this Response is transmitted herewith.

Respectfully submitted,

James F. Haley, Jr. (Reg. No. 27,794)

Stanley D. Liang (Reg. No. 43,753)

Attorneys for Applicants

c/o FISH & NEAVE IP GROUP
 ROPES & GRAY LLP
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 New York, New York 10020-1105
 Tel.: (212) 596-9000
 Fax.: (212) 596-9090

¹ On the Notice, the Patent Office inadvertently stated that applicants must pay the surcharge fee for the oath or declaration as required by 37 C.F.R. §1.492(e). The correct rule is 37 C.F.R. §1.492(h).



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/509,799	Yoshiki Sawa	Anges-5

INTERNATIONAL APPLICATION NO.

PCT/JP02/03239

I.A. FILING DATE	PRIORITY DATE
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03/29/2002

1473
 FISH & NEAVE IP GROUP
 ROPES & GRAY LLP
 1251 AVENUE OF THE AMERICAS FL C3
 NEW YORK, NY 10020-1105

RECEIVED

MAR 22 2005

CONFIRMATION NO. 3108

371 FORMALITIES LETTER



OC000000015484634

ROPS & GRAY LLP PATENT DEPT.
 REFERRED TO SP
 NOTED BY _____

Date Mailed: 03/17/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/29/2004
- English Translation of the IA filed on 09/29/2004
- Copy of the International Search Report filed on 09/29/2004
- Copy of IPE Report filed on 09/29/2004
- Information Disclosure Statements filed on 09/29/2004
- Biochemical Sequence Diskette filed on 09/29/2004
- Oath or Declaration filed on 09/29/2004
- Biochemical Sequence Listing filed on 09/29/2004
- Small Entity Statement filed on 09/29/2004
- Request for Immediate Examination filed on 09/29/2004
- Copy of references cited in ISR filed on 09/29/2004
- U.S. Basic National Fees filed on 09/29/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

DOCKETED FOR May 17, 2005

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/509,799	PCT/JP02/03239	Anges-5

FORM PCT/DO/EO/905 (371 Formalities Notice)

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EXPRESS MAIL MAILING LABEL NUMBER EV 619635259 USDate of Deposit: July 15, 2005

I hereby certify that this paper/fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



Encls.

Transmittal Letter (in duplicate);
Petition Under 37 C.F.R. § 1.136(a) For Extension of Time (in duplicate);
Response to the March 17, 2005 Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) (in duplicate);
Copy of the March 17, 2005 Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US);
A copy of an executed Declaration and Power of Attorney; and
Postcard.

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New York, New York
July 15, 2005

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith are:

a Response to the March 17, 2005 Notification of Missing Requirements

Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) (in
duplicate);

Petition Under 37 C.F.R. § 1.136(a) For Extension of Time (in
duplicate);

a copy of the March 17, 2005 Notification of Missing Requirements
Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US);

a copy of an executed Declaration and Power of Attorney; and

a postcard.

The Director is hereby authorized to charge payment of any additional fees
required in connection with the papers transmitted herewith, or credit any overpayment of
same, to deposit Account No. 06-1075, Order No. 003734-0055. A duplicate copy of this
Transmittal Letter is transmitted herewith.

Respectfully submitted,

James F. Haley, Jr. (Reg. No. 27,794)
Stanley D. Liang (Reg. No. 43,753)
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